

REMARKS

Request for Reconsideration, Informal Matters, Claims Pending

The final Office action mailed on 13 July 2007 has been considered carefully. Reconsideration of the claimed invention in view of the amendments above and the discussion below is respectfully requested.

Claims 1 and 3-23 are pending.

Patentability of Claims Over Patel & Inoue

Rejection Summary

Claims 1-2 and 5-7 are rejected under 35 U.S.C. 102(e) for anticipation by U.S. Patent No. 7,107,080 (Patel).

Claims 3-4 and 8-18 are rejected under 35 U.S.C. 103(a) as being unpatentable over Patel and U.S. Publication No. 2003/0156551 (Inoue).

Claims 19-23 are rejected under 35 U.S.C. 102(e) for anticipation by U.S. Publication No. 2003/0156551 (Inoue).

The Examiner has maintained the rejections pending receipt of the certified copy of the priority document for Applicants' European Application No. 02292026.8 filed on 13 August 2002.

Discussion

The subject application was filed on 8 August 2003 based on a priority EPC Application (Number 02292026.8) filed on 13 August 2002, for

BINZEL ET AL.
"Incoming Message Decoding in Wireless
Communications Devices And Methods Therefor"
Atty. Docket No. CS21165RL

Appl. No. 10/637,124
Confirm. No. 3836
Examiner N. Vo
Art Unit 2618

which the Commissioner granted a foreign filing license base on Applicants' 37 CFR 5.12 Petition of 5 August 2002.

In the instant application, Applicants unintentionally delayed the claim to priority to the earlier filed EPC application under 35 USC 119. Applicants have concurrently filed a Petition under 37 CFR. 1.55(c) to accept Applicants unintentionally delayed claim for priority.

Applicants have submitted herewith a certified copy of the European Application No. 02292026.8 filed on 13 August 2002 from which priority is claimed.

Prayer For Relief

In view of the discussion above and the attached certified copy of the priority document, the Claims of the present application are in condition for allowance. Kindly withdraw any rejections and objections and allow this application to issue as a United States Patent without further delay.

Respectfully submitted,

/ROLAND K. BOWLER II /

ROLAND K. BOWLER II 11 SEPT. 2007
REG. NO. 33,477

MOTOROLA, INC.
INTELLECTUAL PROPERTY DEPT. (RKB)
600 NORTH U.S. HIGHWAY 45, W4-37Q
LIBERTYVILLE, ILLINOIS 60048

TELEPHONE NO. (847) 523-3978
FACSIMILE NO. (847) 523-2350